

United States District Court, Eastern District of Washington
Magistrate Judge Alexander C. Ekstrom
Yakima

USA v. REX MICHAEL KERN, JR. Case No. 4:22-CR-6038-MKD-1

Arraignment/Initial Appearance on an Indictment: 10/05/2022

- | | |
|---|---|
| <input checked="" type="checkbox"/> Pam Howard, Courtroom Deputy [Y] | <input checked="" type="checkbox"/> Michael Murphy, US Atty |
| | <input checked="" type="checkbox"/> Craig Webster, Defense Atty |
| | <input checked="" type="checkbox"/> Interpreter NOT REQUIRED |
| <input checked="" type="checkbox"/> Defendant present <input checked="" type="checkbox"/> in custody USM
<input type="checkbox"/> out of custody | <input type="checkbox"/> Defendant not present / failed to appear |

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- | | |
|--|---|
| <input checked="" type="checkbox"/> USA Motion for Detention | <input checked="" type="checkbox"/> Rights given |
| <input type="checkbox"/> USA not seeking detention | <input checked="" type="checkbox"/> Acknowledgment of Rights filed |
| <input checked="" type="checkbox"/> Financial Affidavit (CJA 23) filed | <input checked="" type="checkbox"/> Defendant received copy of charging document |
| <input checked="" type="checkbox"/> The Court will appoint the Federal Defenders | <input checked="" type="checkbox"/> Defendant waived reading of charging document |
| <input type="checkbox"/> Based upon conflict with Federal Defenders, the Court will appoint a CJA Panel Attorney | <input type="checkbox"/> Charging document read in open court |
| <input type="checkbox"/> PRE-Trial Services Report ordered | <input type="checkbox"/> POST Pre-Trial Services Report ordered |
| <input type="checkbox"/> AO Advice of Penalties/Sanctions filed | |

REMARKS

Defendant appeared and acknowledged to the Court that their true and correct name is: REX MICHAEL KERN, JR.

Defendant assisted by counsel and advised of their rights and the allegations contained in the charging document.

“Not guilty” pleas entered.

Court colloquy with Defendant regarding potential income as he has a job lined up if released.

Discovery to be provided pursuant to the local rule on discovery.

The Court ordered:

1. Defendant shall be detained by the U. S. Marshal until further order of the Court.
2. As required by Rule 5(f), the United States is ordered to produce all information required by *Brady v. Maryland* and its progeny. Not doing so in a timely manner may result in sanctions, including exclusion of evidence, adverse jury instructions, dismissal of charges, and contempt proceedings. Order forthcoming.

Detention Hearing:
10/07/2022 @ 9:30 a.m. [Y/ACE]